

JOSEPH P. RUSSONIELLO, CSBN 44332
 United States Attorney
 JOANN M. SWANSON, CSBN 88143
 Assistant United States Attorney
 Chief, Civil Division
 ILA C. DEISS, NY SBN 3052909
 Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
 San Francisco, California 94102
 Telephone: (415) 436-7124
 FAX: (415) 436-7169

Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

JOANNA PENG, a.k.a. KUAN-CHUN PENG,)

Plaintiff,)

v.)

EMILIO T. GONZALEZ, Director, U.S.
 Citizenship and Immigration Services;
 DAVID N. STILL, District Director,
 San Francisco U.S. Citizenship and Immigration
 Services,)

Defendants.)

No. C 08-0725 JCS

STIPULATION TO BRIEFING; and
[Proposed] ORDER

Plaintiff filed a Form I-485 application to adjust her status to lawful permanent resident with the United States Citizenship and Immigration Services (USCIS) on or about on November 18, 1998. The USCIS denied her I-485 application on May 3, 2007. Plaintiff filed a Motion to Reconsider, and on January 31, 2008, USCIS granted her motion. The Plaintiff filed an amended complaint on March 3, 2008, seeking an order from this Court directing USCIS to adjudicate Plaintiff's I-485 application within ten days of entry of judgment.

On July 31, 2008, USCIS approved Plaintiff's I-485 application. Plaintiff made an Infopass appointment schedule for August 12, 2008 with the USCIS to complete issuance of her alien registration card. Accordingly, the parties believe this case can be administratively resolved, and request the hearing on the parties' cross-motions for summary judgment scheduled for September

Stipulation to Briefing
 C 08-0725 JCS

1 19, 2008 be vacated. If the case cannot be administratively resolved, the parties respectfully
2 propose the following briefing schedule:

3 Cross motions for summary judgment: September 15, 2008

4 Cross Oppositions: September 19, 2008

5 Hearing: October 3, 2008

7 Dated: August 4, 2008

Respectfully submitted,

8 JOSEPH P. RUSSONIELLO
9 United States Attorney

10 /s/
11 ILA C. DEISS¹
12 Assistant United States Attorney
13 Attorneys for Defendants

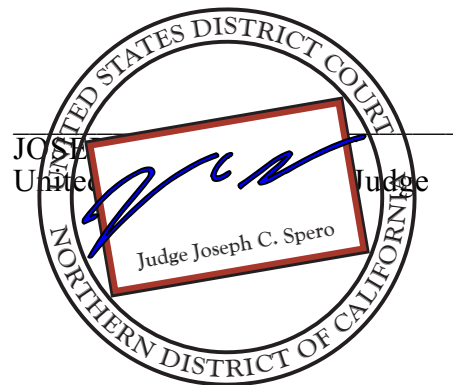
14 Dated: August 4, 2008

15 /s/
16 DAVID S. SUN
17 Attorney for Plaintiff

18 **ORDER**

19 Pursuant to the stipulation, IT IS SO ORDERED. The September 19, 2008 hearing on the
20 parties' cross motion for summary is vacated.

21 Dated: August 5, 2008



27 ¹ I, Ila Deiss, hereby attest that I have on file all holograph signatures for any signatures
28 indicated by a "conformed" signature (/S/) within this efiled document.